

**SUPREME COURT MINUTES  
TUESDAY, OCTOBER 19, 1999  
SAN FRANCISCO, CALIFORNIA**

Orders were filed in the following matters extending the time within which to grant or deny a petition for review to and including the date indicated, or until review is either granted or denied:

- A077922/S081740    People v. Robert Lee Macshate et al. – November 24, 1999.
- A079686/S081521    People v. Tremain Lawrence Barker et al. – November 23, 1999.
- A080606/S081957    People v. Marcus Harrison – November 24, 1999.
- A081154/S081611    People v. Eric Deshawn Johnson – November 24, 1999.
- A082513/S081587    Heriberto Uriarte v. United States Pipe and Foundry Company – November 19, 1999.
- A088029/S081585    German Motors Corporation v. San Francisco County Superior Court; Matthew Guilfoyle et al., RPIs – November 19, 1999.
- B114002/S081699    People v. Walter Benavides – November 24, 1999.
- B118285/S081550    People v. Jesus MaCauley – November 19, 1999.
- B118559/S081614    People v. Donald Lewis Levine – November 22, 1999.
- B120964/S081618    People v. Kevion Lyman – November 19, 1999.
- B121068/S081661    People v. Mary Lucia Mazurette – November 22, 1999.
- B122979/S081558    People v. Sung K. Woo – November 19, 1999.
- B123445/S081437    People v. David Leonard Mojarro – November 19, 1999.
- B124238/S081573    People v. Ameer R. Fountano – November 19, 1999.
- B133156/S081722    99 Cents Only Stores v. Workers' Compensation Appeals Board; Edy Arriaga – November 24, 1999.

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|-----------------|---|
| B134139/S081562 | Alfonso Hermo v. Los Angeles County Superior Court; People, RPI – November 19, 1999.                    |
| D028383/S081675 | People v. Darin Reynard Palmer – November 22, 1999.   |
| E021958/S081565 | People v. Elias Guerrero Nava – November 19, 1999.  |
| E022042/S081652 | People v. Henry Haro – November 19, 1999.   |
| E022768/S081625 | People v. Rickey Joe Johnson – November 19, 1999.   |
| E022878/S081569 | People v. Cecilo James; In re Cecilo James on Habeas Corpus; and Companion Case – November 19, 1999.    |
| E025446/S081586 | In re Samuel Lee Gray on Habeas Corpus – November 22, 1999.   |
| G023759/S081545 | In re Justin N., a Person Coming Under the Juvenile Court Law; People v. Justin N. – November 19, 1999. |
| F028105/S081676 | People v. John Albert Indiveri – November 22, 1999.   |
| F028600/S081712 | People v. Bruce Riley – November 24, 1999.  |
| H017699/S081755 | People v. Ramon Macias Leon – November 24, 1999.  |

S016719 People, Respondent

V.

Ralph Michael Yeoman, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including November 17, 1999.

S036450      People, Respondent

V.

Herbert Harris Koontz, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including November 15, 1999.

S038499 People, Respondent

v.

Steven M. Bell, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including December 17, 1999, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

No further extensions of time are contemplated.

S042278 People, Respondent

v.

Mary Ellen Samuels, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including December 14, 1999, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S059739 In re James Robert Scott

On

Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's traverse to the return to the order to show cause is extended to and including December 27, 1999.

No further extensions of time will be granted.

S069596 Arthur Mitchell, Respondent

v.

Asbestos Corporation, Ltd., Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's answer to amicus curiae brief filed by Owens-Illinois is extended to and including November 12, 1999.

S079768      In re Matthew Guy Musladin  
                         on  
                         Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to and including November 8, 1999.

S080078      People, Respondent  
                         v.  
                         Robert Tindall, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief on the merits is extended to and including November 15, 1999 only.

S023628      People, Respondent  
                         v.  
                         John Sapp, Appellant

Respondent's application for leave to file respondent's brief in excess of 280 pages is granted.

S048337      People, Respondent  
                         v.  
                         Regis Deon Thomas, Appellant

Upon request of appellant for appointment of counsel, the State Public Defender is hereby appointed to represent appellant Regis Deon Thomas for the direct appeal in the above automatic appeal now pending in this court.

S079196      People, Respondent  
                         v.  
                         Valerie Bolden, Appellant

Upon request of appellant for appointment of counsel, Robert Derham is hereby appointed to represent appellant on her appeal now pending in this court.

S080451      People, Respondent  
                         v.  
                         Juancho L. Rells, Appellant

Upon request of appellant for appointment of counsel, Robert Derham is hereby appointed to represent appellant on his appeal now

pending in this court.

Appellant's brief on the merits shall be served and filed on or before thirty (30) days from the date of this order.

S082779 Dan Caesar, Petitioner

v.

Santa Clara County Superior Court, Respondent

People, Real Party in Interest

The above-entitled matter is transferred to the Court of Appeal, Sixth Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition shall be denied.

Bar  
Misc.  
4186

In the Matter of the Application of the Committee of Bar Examiners of the State of California for Admission of Attorneys

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(LIST OF NAMES ATTACHED TO ORIGINAL ORDER)

S081299 In re **James Hall Thomas** on Discipline

It is hereby ordered that **James Hall Thomas**, State Bar No. 41143, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar.

\*(See Business & Professions Code, § 6126, subd. (c).)

S081333 In re **Mark N. J. Bush** on Discipline

It is ordered that **Mark N. J. Bush**, State Bar no. 107435, be suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of suspension be stayed,

and that he be placed on probation for two years subject to the conditions of probation, including one year actual suspension, recommended by the Hearing Department of the State Bar Court in its decision filed June 11, 1999. Credit toward the period of actual suspension shall be given for the period of interim suspension which commenced on December 5, 1998 (*In re Young* (1989) 49 Cal.3d 257, 270). It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S081334      In re **Joseph Michael Coller** on Discipline

It is hereby ordered that **Joseph Michael Coller**, State Bar No. 79893, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar.

\*(See Business & Professions Code, § 6126, subd. (c).)

S081404      In re **Barry B. Eskanos** on Discipline

It is hereby ordered that **Barry B. Eskanos**, State Bar no. **125092**, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and those costs be payable in accordance with section 6140.7 (as amended effective January 1, 1997).

\*(See Business & Professions Code, § 6126, subd. (c).)

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